

H-26
CPA P.B.
11.15.01

CONTINUED PROSECUTION APPLICATION (CPA)

REQUEST TRANSMITTAL

Submit an original, and a duplicate for processing.

 CHECK BOX, IF APPLICABLE
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(Only for Continuation or Divisional applications under 37 CFR 1.53(m))

Address to:

Box CPA
Commissioner for Patents
Washington, DC 20231

	Attorney Docket No. of Prior Application	NY-HUBR 1099-UG (08883584)
	First Named Inventor	Reinmuller
	Examiner Name	C. Koh
	Group Art Unit	3738
	Express Mail Label No.	EL 829764871 US

This is a request for continuation or divisional application under 37 CFR 1.53(d),
 (continued prosecution application (CPA)) of prior application number US/732,408
 filed on December 9, 1996, entitled

MEDICAL IMPLANTS MADE OF MOULDINGS

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51 (n), or (2) the national stage of an international application in compliance with 36 U.S.C. 371. Effective as of May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice Changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 19, 2000); Interim Rule, 66 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

CD-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53 (d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 127 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference in the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be enforced. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application. 37 CFR 1.53(d)(4).
 - a. DELETE the following inventor(s) named in the prior nonprovisional application:
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. PTO-1449
 - b. Copies of IDS Citations

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EL 829764871 US

CLAIM	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(d) or (i))	16 - 20 ^o	-		x \$ = \$	
INDEPENDENT CLAIMS (37 CFR 1.16(d) or (i))	2 - 3 ^{oo}	=		x \$ = \$	0.00
MULTIPLIE DEPENDENT CLAIMS (if applicable) 37 CFR 1.16(i))				+ \$ = \$	
				BASIC FEE (37 CFR 1.16)	355.00
				Total of above Calculations =	355.00
Reduction by 36% for filing by small entity (Note 37 CFR 1.27). • Reduction claim in excess of 20 and over original patent. • Reduction in excess of 3 months over original patent.				TOTAL =	\$ 355.00
<p><input checked="" type="checkbox"/> 7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. <u>50-0824</u>:</p> <p>a. <input type="checkbox"/> Fees required under 37 CFR 1.16.</p> <p>b. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.17.</p> <p>c. <input type="checkbox"/> Fees required under 37 CFR 1.18.</p> <p>d. <input checked="" type="checkbox"/> A check in the amount of \$ <u>355.00</u> is enclosed.</p> <p>e. <input type="checkbox"/> Payment by credit card. Form PTO-7030 is attached.</p> <p>f. <input type="checkbox"/> Applicant requests suspension of action under 37 CFR 1.103(b) for a period of <u>Month(s)</u> (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.</p> <p>g. <input type="checkbox"/> New Attorney Docket Number, if desired <small>Prior application Attorney Docket Number will carryover to the CPA unless a new Attorney Docket Number has been provided herein.</small></p> <p>h. <input type="checkbox"/> Receipt For Facsimile Transmitted CPA (PTO/SB/29A)</p> <p>i. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized, See MPEP 503)</p> <p>j. <input type="checkbox"/> Other:</p>					
<p>NOTE: The prior application's correspondence address will carry over to this CPA unless a new correspondence address is provided below.</p> <p>14. NEW CORRESPONDENCE ADDRESS</p> <p><input checked="" type="checkbox"/> Customer Number or Bar Code Label <u>24972</u> or <input type="checkbox"/> New correspondence address below</p> <p>Name _____</p> <p>Address _____</p> <p>City _____ State _____ Zip Code _____</p> <p>Country _____ Telephone _____ Fax _____</p>					
<p>15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED</p> <p>Name (Print Type) <u>James R. Crawford</u></p> <p>Signature <u>James R. Crawford</u></p> <p>Registration No. (Anome, Regon) <u>39,156</u></p> <p>Date <u>9/10/01</u></p>					
<p>Continued Prosecution Application (CPA) Request Transmited! I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Account No. E1 A29784871 US, in an envelope addressed to: Box CPA, Commissioner for Patents, Washington, DC 20231, on the date shown below.</p> <p>Dated September 10, 2001 Signature: <u>Eileen Shaffer</u> (Eileen Shaffer)</p>					